Writ Petition No. 1133 (SS) of 2004

Hon'ble M.M. Ghildiyal, J

Civil Misc. Application No. 8878 of 2006

Heard Sri I.P. Gairola, learned counsel for the petitioner and learned standing counsel for the State.

Learned counsel for the parties have submitted the controversy raised in the present writ petition is squarely covered by the judgment and order dated 05.07.2006 passed by this court in Writ Petition No. 1028 (SS) of 2005 (B.N.L. Katiyar Vs. State of Uttaranchal and another), consequently, the present writ petition may be decided on the same terms and observation made in the aforesaid judgment.

In view of the aforesaid statement made by the learned counsel for the parties, this writ petition is finally disposed of in the same terms and observations made in judgment and order dated 05.07.2006 passed by this court in Writ Petition No. 1028 (SS) of 2005 (B.N.L. Katiyar Vs. State of Uttaranchal and another).

Writ petition is disposed of accordingly.

(M.M. Ghildiyal, J)

20.07.2006

S.K.S